

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF EMERY COUNTY COMMISSIONERS
HELD IN THE EMERY COUNTY COURTHOUSE

DECEMBER 16, 2014

Present at the meeting was Commission Chairman Jeff Horrocks, Commissioner JR Nelson, Commissioner Ethan Migliori, Deputy Clerk/Auditor Carol Cox, elected officials and citizens. Attorney David Blackwell was not present.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List #233809 through and including #233998 was presented for payment.

There were no requisitions.

Dispositions were presented for the following items from the Sheriff's Department and the Road Department:

The following are outdated radios and other equipment from the Highway Department:

415-7021,7022,7023,7024,7025,7026,7027,7028,7029,7030
410-7394, 415-7438, 410-6852, 415-6591,6592,6593,6594
410-6715,6716,6717
410-6712,6713,6714
415-6677 410-6509 410-0296 410-6129 410-9255 410-9850 410-9260 410-9539 410-9816
410-8219 410-8842 410-8673 415-8241 410-8222
415-7030 415-7027 415-0724 415-7025 415-7021 415-7023 415-1681
410-8030 431-6097 431-6244 431-8182 431-9601 410-1600 415-1243 410-1609 410-1748

The following are outdated printers, radar guns and other equipment from the Sheriff Department

210-7708, 212-7312, 570-7069, 234-6988, 960-6687, 210-8665, 210-8159, 210-8151,
8153,8155,8157, 210-8716, 255-1244, 255-4606, 4706,4806,4906,4406, 4506, 210-
8909,8910,8911,8912,8913, 210-8893,8894,8895,8896,8897, 570-1883

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The following are vehicles from the Sheriff's Department going to next county auction:

210-9444
210-9446
210-9614
210-9047
210-9080
210-9078
210-9079
210-8879
210-8907
210-8533
210-8142

(2)

APPROVAL OF CASTLE DALE CITY'S APPOINTMENT OF IGNACIO ARRIEN TO THE
EMERY COUNTY FIRE PROTECTION SPECIAL SERVICE DISTRICT.

(3)

APPROVAL TO GIVE ALL EMPLOYEES A \$100.00 DISCOUNT TOWARDS THE
PURCHASE OF AN AQUATIC CENTER ANNUAL PASS.

(4)

APPROVAL OF JACKIE NELSON AS A PART TIME JANITOR FOR THE GREEN RIVER
LIBRARY WORKING UP TO 8 HOURS PER WEEK. NOT ELIGIBLE FOR BENEFITS.
WAGE GRADE 6.

(5)

APPROVAL TO GIVE LESLIE BOLINDER A \$1,000.00 BONUS FOR STEPPING UP AND
TAKING EXTRA RESPONSIBILITIES WITH THE HOUSING AUTHORITY IN ADDITION
TO HER NORMAL JOB RESPONSIBILITIES.

3

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(6)

APPROVAL OF THE FOLLOWING VOLUNTEERS FOR THE TRAVEL BOARD IN 2015-
LAMAR GUYMON, GAYLA GUYMON, JONATHON HUNT, TRISHA HUNT, MARK H.
WILLIAMS, TERRY WILLIAMS, AND JOSHUA ROWLEY.

(7)

APPROVAL OF OUT-OF-STATE TRAVEL TO SACRAMENTO, CALIFORNIA FOR
JONATHAN AND TRISHA HUNT TO ATTEND A TRAVEL SHOW.

(8)

APPROVAL OF OUT-OF-STATE TRAVEL TO DENVER, COLORADO FOR TINA
CARTER TO ATTEND A TRAVEL SHOW.

(9)

APPROVAL OF COMMISSION MEETING MINUTES DATED NOVEMBER 25, 2014.

Motion to approve the Consent Agenda was made by Commissioner JR Nelson, seconded by Commissioner Jeff Horrocks. The motion passed. Commissioner Migliori was not present to vote, therefore Commissioner Horrocks stepped down to second the motion as needed.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM CONSENT AGENDA

Nothing was pulled.

(2)

JOSH MCKELL, UTAH LOCAL GOVERNMENTS TRUST, OVERVIEW OF THE
WORKER'S COMPENSATION COVERAGE FOR EMERY COUNTY.

Josh McKell, Utah Local Governments Trust, along with Steven Hansen and Ryan Hatch provided an overview of the Worker's Compensation coverage for Emery County. Mr. McKell commended the county on their heavy participation in provided training sessions that have served

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to improve the safety record of the county. Mr. Hansen expressed his appreciation for the county's participation in the Trust and hope to continue that partnership and provide service.

(3)

CONSIDERATION AND APPROVAL OF HOLIDAY SCHEDULE FOR FY 2015.

New Year's Day	Wednesday	01-01-15
Human Rights Day	Monday	01-19-15
President's Day	Monday	02-16-15
Memorial Day	Monday	05-25-15
Independence Day	Friday	07-03-15
Pioneer Day	Friday	07-24-15
Labor Day	Monday	09-07-15
Columbus Day	Monday	10-12-15
Veterans Day	Wednesday	11-11-15
Thanksgiving Day	Thursday	11-26-15
Thanksgiving Day	Friday	11-27-15
Christmas Eve	Thursday	12-24-15(½ day)
Christmas Day	Friday	12-25-15
New Year's Eve	Thursday	12-31-15(½ day)

Commissioner Ethan Migliori made a motion to approve the 2015 Holiday Schedule as proposed. The motion was seconded by Commissioner JR Nelson. The motion passed.

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(4)

CONSIDERATION AND APPROVAL OF EMERY COUNTY BOARD OF COMMISSION
AND LOCAL BUILDING AUTHORITY OF EMERY COUNTY MEETING SCHEDULED
FOR FY2015.

Commissioner Migliori indicated that the time change from 9:00 am to 3:00 pm is to allow the Commissioners additional time to prepare for the meeting. The Commission Meeting times were originally set for the second and fourth Tuesdays of each month. However, there was a conflict with important meetings held by Four Corners and other Health Board meetings which a commission representative must attend. Commissioner Migliori stated that he felt it was important to stay consistent with meetings to assure citizen participation. Clerk/Auditor Brenda Tuttle suggested changing the meeting dates to the first and third Tuesdays and keep the time at 3:00 pm. The Commissioners agreed that would solve the problem. Therefore, Commissioner Ethan Migliori made a motion to set Commission Meeting for the first and third Tuesdays of each month with LBA meetings preceding Commission Meeting at 2:30 pm. The motion was seconded by Commissioner JR Nelson. The motion passed.

Commission Meeting Schedule for 2015:

January 6, 2015	3:00 p.m.
January 20, 2015	3:00 p.m.
February 3, 2015	3:00 p.m.
February 17, 2015	3:00 p.m.
March 3, 2015	3:00 p.m.
March 17, 2015	3:00 p.m.
April 7, 2015	3:00 p.m.
April 21, 2015	3:00 p.m.
May 5, 2015	3:00 p.m.
May 19, 2015	3:00 p.m.
June 2, 2015	3:00 p.m.
June 16, 2015	3:00 p.m.
July 7, 2015	3:00 p.m.
July 21, 2015	3:00 p.m.

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August 4, 2015	3:00 p.m.
August 18, 2015	3:00 p.m.
September 1, 2015	3:00 p.m.
September 15, 2015	3:00 p.m.
October 6, 2015	3:00 p.m.
October 20, 2015	3:00 p.m.
November 3, 2015	3:00 p.m.
November 17, 2015	3:00 p.m.
December 15, 2015	5:00 p.m.

Local Building Authority will hold their meetings as follows:

January 6, 2015	2:30 p.m.
February 3, 2015	2:30 p.m.
March 3, 2015	2:30 p.m.
April 7, 2015	2:30 p.m.
May 5, 2015	2:30 p.m.
June 2, 2015	2:30 p.m.
July 7, 2015	2:30 p.m.
August 4, 2015	2:30 p.m.
September 1, 2015	2:30 p.m.
October 6, 2015	2:30 p.m.
November 3, 2015	2:30 p.m.

(5)

CONSIDERATION AND APPROVAL OF NRCS ASSURANCES RELATING TO REAL
PROPERTY ACQUISITION FOR HUNTINGTON NORTH SEDIMENT BASIN PROJECT.

Captain Kyle Ekker explained that the NRCS Assurances relating to real property acquisition is necessary to continue on the match with the NRCS on the Huntington North Debris Basin Project. Commissioner JR Nelson made a motion to approve of NRCS Assurances relating to real property acquisition for Huntington North Sediment Basin Project. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

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(6)

APPROVAL OF EMERY COUNTY'S WORKERS COMPENSATION POLICY WITH UTAH COUNTIES INDEMNITY POOL (UCIP).

Commissioner Jeff Horrocks declared that as a board member for LGT he would decline from commenting or voting on this issue. Prior to this meeting Mary Huntington provided information to the Commissioners along with her recommendation for Emery County's Workers Compensation Policy. Commissioner Migliori reviewed differences between UCIP and Local Government's Trust (LGT). Clerk/Auditor Brenda Tuttle suggested that the Commissioners have a recommendation from the person who deals with Worker's Comp. every day. Holly Stocks commented that Mary doesn't sit on either board but deals with Workers. Comp. and has recommended going with UCIP. Commissioner Migliori made a motion to not make a change at this time leaving Workers Compensation Policy with Local Government's Trust. The motion was seconded by Commissioner JR Nelson. The motion passed.

(7)

CONSIDERATION AND APPROVAL OF BILLING SERVICE AGREEMENT BETWEEN JCI BILLING SERVICES AND EMERY COUNTY FOR PROCESSING ALL CLAIMS FOR EMERY COUNTY AMBULANCE.

Commissioner Ethan Migliori made a motion to approve of billing service agreement between JCI Billing Services and Emery County for processing all claims for Emery County Ambulance. The motion was seconded by Commissioner JR Nelson. The motion passed.

(8)

CONSIDERATION AND APPROVAL OF ADVERTISING FOR VACANCIES ON SEVERAL COUNTY BOARDS.

Commissioner JR Nelson made a motion to approve advertising for vacancies of several county boards. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(9)

CONSIDERATION AND APPROVAL OF CHANGE ORDER #6 FOR THE HUNTINGTON CANYON NORTH DEBRIS BASIN PROJECT, 2013.

Merrill Johansen, Johansen & Tuttle Engineering explained that Change Order #6 for the Huntington Canyon North Debris Basin Project 2013 is to zero out the project. There was an extension with NRCS for 120 days to finish up a punch list of small projects to complete. They

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have until April 15, 2015 to finish those projects up. \$27,000.00 was retained to cover those projects. The project was reduced by \$687,375.44. The total project was \$3, 015,334.12. Commissioner JR Nelson made a motion to approve CO#6 for Huntington Canyon North Debris Basin Project 2013. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

Commissioner Ethan Migliori made a motion to leave the regular Commission Meeting and move into a Public Hearing to receive public comment concerning opening and amending the 2014 budgets for Emery County General Fund, Special Revenue Funds, Capital Projects Funds, Local Building Authority, and Castle Valley Special Service District. At the end of the Public Hearing the Board of Commissioners will return to the regular meeting. The motion was seconded by Commissioner JR Nelson. The motion passed.

(10)

6:00 P.M.- PUBLIC HEARING- TO RECEIVE PUBLIC COMMENT CONCERNING
OPENING AND AMENDING OF THE FY 2014 BUDGETS FOR THE EMERY COUNTY
GENERAL FUNDS, LOCAL BUILDING AUTHORITY, AND CASTLE VALLEY SPECIAL
SERVICE DISTRICT.

Brenda Tuttle presented the proposed amended 2014 budgets for the Emery County General Funds, and Local Building Authority.

Jacob Sharp presented the proposed amended 2014 budgets for Castle Valley Special Service District.

(11)

6:00 P.M.- PUBLIC HEARING- TO RECEIVE PUBLIC COMMENT REGARDING THE
PROPOSED FY2015 BUDGETS FOR THE EMERY COUNTY GENERAL FUND, SPECIAL
REVENUE FUNDS, CAPITAL PROJECTS FUND, LOCAL BUILDING AUTHORITY, AND
CASTLE VALLEY SPECIAL SERVICE DISTRICT.

Brenda Tuttle presented the proposed 2015 budgets for the Emery County General Fund, Special Revenue funds, Capital Projects Fund and Local Building Authority. She indicated that the overall revenue is down. The proposed revenue figures were set. The Commissioners met with all the departments and made a decision as to how to allocate the revenue.

A few citizens had questions regarding funds added to the Commissioners line item.

Bruce Funk asked what the increase in the Commissioner budget is for? Commissioner Horrocks

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indicated that \$40,600.00 was allocated for legal council.

Ira Hatch asked what was included in the special council line item?

Commissioner Horrocks explained that special council is for the County Attorney to hire legal assistance with a murder trial or tax issues.

Mr. Hatch asked if the funds had anything to do with item #15 on the agenda?

Commissioner Horrocks answered "no".

Bill Dellos asked if item #15 is included in the budget?

Commissioner Horrocks answered "yes".

Jacob Sharp, CVSSD addressed the Castle Valley budgets.

He indicated that revenue is down by \$30,000.00 from last year. They have a balanced budget for 2015.

Commissioner JR Nelson made a motion to leave the public hearing and return to the regular meeting. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(12)

CONSIDERATION AND APPROVAL OF RESOLUTION AMENDING THE FY 2014
BUDGETS FOR THE EMERY COUNTY GENERAL FUND, SPECIAL REVENUE FUNDS,
LOCAL BUILDING AUTHORITY, AND CASTLE VALLEY SPECIAL SERVICE DISTRICT.

Commissioner JR Nelson made a motion to approve Resolution 12-16-14A amending the 2014 budgets for the Emery County General Fund, Special Revenue Funds, and Local Building Authority. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

Commissioner Ethan Migliori made a motion to approve Resolution 12-16-14B amending the 2014 budgets for Castle Valley Special Service District. The motion was seconded by Commissioner JR Nelson. The motion passed.

(13)

CONSIDERATION AND APPROVAL OF RESOLUTION APPROVING THE FY 2015
BUDGETS FOR THE EMERY COUNTY GENERAL FUND, SPECIAL REVENUE FUNDS,
CAPITAL PROJECTS FUNDS, LOCAL BUILDING AUTHORITY AND CASTLE VALLEY
SPECIAL SERVICE DISTRICT.

Commissioner Ethan Migliori made a motion to approve Resolution 12-16-14C adopting the 2015 budgets for Emery County General Funds, Special Revenue Funds, Capital Projects Funds and

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Local Building Authority. The motion was seconded by Commissioner JR Nelson. The motion passed.

Commissioner JR Nelson made a motion to approve Resolution 12-16-14D adopting the 2015 budgets for Castle Valley Special Service District. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(14)

CONSIDERATION AND APPROVAL OF WILDLAND FIRE BUDGET BETWEEN EMERY COUNTY AND UTAH DIVISION OF FORESTRY, FIRE & STATE LANDS FOR FY 2015.

Commissioner JR Nelson made a motion to approve the Wildland Fire Budget between Emery County and Utah Division of Forestry, Fire & State Lands for FY 2015. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(15)

CONSIDERATION AND APPROVAL OF CONSULTING SERVICES CONTRACT BETWEEN SAMPINOS LEGAL, PLLC AND EMERY COUNTY AS A CONSULTANT TO THE EMERY COUNTY COMMISSION / PERSONNEL DEPARTMENT.

Commissioner JR Nelson stated that in view of the contention revolved around this agenda item he would make a motion to not talk about it at this time and move it to the next Commission Meeting. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(16)

COMMISSION/ELECTED OFFICIALS REPORT.

Commissioner Migliori

Commissioner Migliori reported that the Fair Committee has began planning for the 2015 Emery County Fair. Things are going well with the Emery County Care Center. He thanked Ross Huntington, Board Chairman for the Care Center for all his dedication to bringing things around. He reported on the new Huntington State Park/Huntington City Trail. It was a good effort of cooperation from all involved to construct the trail. He reported on the unveiling of the new Mammoth exhibit at the Museum of the San Rafael. Unveiling will be January 16, 2015 at 6:30 pm. Phil Fauver asked if the Commission could look into the sound system at the Museum. He stated it sounded garbled and it was hard to hear and understand. Commissioner Migliori assigned Meagan Wilberg, Museum director to work with Mr. Fauver to see what needs to be

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done to improve the sound. Commissioner Migliori expressed disappointment with the decision to shut down Deer Creek Mine. He also offered encouragement for new businesses starting up in the county.

Commissioner Nelson

Commissioner Nelson reported an attending AOG meeting with Commissioner elect for 2015 Paul Cowley. He added that this body is responsible for involved cooperation with federal agencies. He reported on attending meetings with San Rafael Soil Conservation District, Green River Soil Conservation District, and US Army Corp of Engineers. Emery Water Conservancy District finally has a contract with PacifiCorp.

Commissioner Horrocks

Commissioner Horrocks stated that he has served for the last three years a chairman for the AOG and is grateful for the organization that multiplies the money that the county provides to them for Aging and Nutrition and Senior Citizen programs in Emery County. He reported on attending Castle Country Partners meeting in Moab. This info group passes along good information that benefits the county and its citizens. He talked about the continuing issues dealing with low income housing.

Commissioner Horrocks and Commissioner Nelson both expressed appreciation for the years of service and the dedication of the employees and staff who serve the citizens of Emery County.

ATTEST:_____ COMMISSIONER:_____